

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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CARLOS ZELAYA, et al.,	:	
	:	
Plaintiff,	:	
	:	
-against-	:	CIVIL ACTION NO. 08 cv 2933 (LMM)
	:	
MADISON SQUARE GARDEN, L.P., et. al,	:	NOTICE OF MOTION
	:	
Defendant.	:	
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**MOTION BY DEFENDANT CABLEVISION SYSTEMS CORPORATION
TO DISMISS COMPLAINT**

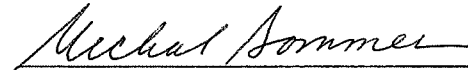
Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, Defendant Cablevision Systems Corporation ("Cablevision") moves to dismiss all claims against Cablevision with prejudice. As set forth more fully in the accompanying memorandum,

1. The complaint alleges that Cablevision and Madison Square Garden, L.P. are separate corporate entities.
2. The complaint fails to allege any affirmative action taken by Cablevision to hold it directly liable.
3. The complaint fails to allege any theory by which Cablevision can be held derivatively liable to plaintiffs.
4. Alternatively, Cablevision joins in defendant Madison Square Garden, L.P.'s motion to dismiss with prejudice the common law counts IV-VI and to dismiss with leave to replead count I of the complaint.

Defendant Cablevision is submitting herewith a memorandum of law in support of this motion.

June 2, 2008

Respectfully submitted,



Michael S. Sommer

MS-2727

MCDERMOTT WILL & EMERY LLP

340 Madison Avenue

New York, NY 10173-1922

T: 212.547.5400

F: 212.547.5444

Bobby R. Burchfield (*pro hac vice* pending)

Richard W. Smith (*pro hac vice* pending)

MCDERMOTT WILL & EMERY LLP

600 Thirteenth Street, N.W.

Washington, D.C. 20005-3096

T: 202.756.8000

F: 202.756.8087

Attorneys for Defendant Cablevision
Systems Corporation

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----	X	
Carlos Zelaya, et. al,	:	
Plaintiff,	:	08 Civ. 2933 (LMM)
-against-	:	
Madison Square Garden, L.P. et. al,	:	
Defendant.	:	

**ORDER REGARDING MOTION BY DEFENDANT
CABLEVISION SYSTEMS CORPORATION TO DISMISS COMPLAINT**

Pending before the Court is the Motion by Defendant Cablevision Systems Corporation (“Cablevision”) to Dismiss Plaintiffs’ Complaint. After consideration of the reasons in support thereof, and in opposition thereto, it is hereby

ORDERED, ADJUDGED, AND DECREED that Defendant Cablevision’s motion be and is hereby **GRANTED**, and the claims against Cablevision are dismissed with prejudice.

IT IS FURTHER ORDERED that Cablevision shall be stricken from the docket.

Judge Lawrence M. McKenna
United States District Court

CERTIFICATE OF SERVICE

Robert Candella, pursuant to 28 USC 1746, hereby declares under penalty of perjury, that on the 2nd day of June, 2008, I caused the accompanying motion to be served electronically via the court's CM/ECF system as well as via United States First Class Mail.

A handwritten signature in black ink, appearing to read "Candella", is written over a horizontal line.

Robert Candella